

EVANGELO ARVANETES  
Assistant Federal Defender  
Federal Defenders of Montana  
Great Falls Office  
104 2<sup>nd</sup> Street South, Suite 301  
Great Falls, Montana 59401  
vann\_arvanetes@fd.org  
Phone: (406) 727-5328  
Fax: (406) 727-4329  
Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAYCOB TYLER KUTZERA,

Defendant.

**Case No. CR-17-48-GF-BMM**

**UNOPPOSED MOTION FOR  
DEFENDANT TO APPEAR  
TELEPHONICALLY**

COMES NOW, Defendant Jaycob Tyler Kutzera, by and through his Counsel Evangelo Arvanetes, Assistant Federal Defender, and the Federal Defenders of Montana, and respectfully moves the Court for an order allowing him, Jaycob Tyler Kutzera to testify telephonically at the Motion Hearing scheduled for Wednesday, February 28, 2018, at 10:00 a.m., in Great Falls, Montana. (Doc. 63).

Mr. Kutzera is currently monitored by United States Probation on pre-trial

release from California.

Mr. Kutzera has requested from the undersigned after the time the hearing was set that it would be financially difficult for him to come to Great Falls, Montana, for the motion hearing. Mr. Kutzera has already made arrangements to travel to Montana for the trial scheduled to begin Monday, March 5, 2018.

The undersigned contacted Assistant United States Attorney Cyndee Peterson, and she has informed the undersigned that she has no objection to allow Mr. Kutzera to appear by telephone for the motion hearing.

The Undersigned respectfully requests that the Defendant, Mr. Kutzera be allowed to appear telephonically at the hearing scheduled for Wednesday, February 28, 2018, at 10:00 a.m.

RESPECTFULLY SUBMITTED this 26th day of February, 2018.

/s/ Evangelo Arvanetes

**CERTIFICATE OF SERVICE**  
**L.R. 5.2(b)**

I hereby certify that on February 26, 2018, a copy of the foregoing document was served on the following persons by the following means:

- 1, 2 CM-ECF  
       Hand Delivery  
3 Mail  
       Overnight Delivery Service  
       Fax  
       E-Mail

1. CLERK, UNITED STATES DISTRICT COURT
2. CYNDEE L. PETERSON  
Assistant United States Attorney  
United States Attorney's Office  
Counsel for the United States of America
3. JAYCOB TYLER KUTZERA  
Defendant

/s/ Evangelo Arvanetes